



## DEPARTMENT OF TRANSPORTATION

### Pipeline and Hazardous Materials Safety Administration

[Docket No. PHMSA-2022-0052 (Notice No. 2022-09)]

#### Hazardous Materials: Information Collection Activities

**AGENCY:** Pipeline and Hazardous Materials Safety Administration (PHMSA),  
Department of Transportation (DOT).

**ACTION:** Notice and request for comments.

**SUMMARY:** In accordance with the Paperwork Reduction Act of 1995, PHMSA invites comments on these information collections pertaining to hazardous materials transportation for which PHMSA intends to request renewal from the Office of Management and Budget.

**DATES:** Interested persons are invited to submit comments on or before [INSERT  
DATE 60 DAYS AFTER DATE OF PUBLICATION IN THE FEDERAL  
REGISTER].

**ADDRESSES:** You may submit comments identified by the Docket No. PHMSA-2022-0052 (Notice No. 2022-09) by any of the following methods:

- *Federal eRulemaking Portal:* <http://www.regulations.gov>. Follow the instructions for submitting comments.
- *Fax:* 1-202-493-2251.
- *Mail:* Docket Management System; U.S. Department of Transportation, West Building, Ground Floor, Room W12-140, Routing Symbol M-30, 1200 New Jersey Avenue, SE, Washington, DC 20590.

- *Hand Delivery:* To the Docket Management System; Room W12–140 on the ground floor of the West Building, 1200 New Jersey Avenue, SE, Washington, DC 20590, between 9 a.m. and 5 p.m., Monday through Friday, except Federal holidays.

*Instructions:* All submissions must include the agency name and Docket Number (PHMSA-2022-0052) for this notice at the beginning of the comment. To avoid duplication, please use only one of these four methods. All comments received will be posted without change to the Federal Docket Management System (FDMS) and will include any personal information you provide.

Requests for a copy of an information collection should be directed to Steven Andrews or Shelby Geller, Standards and Rulemaking Division, (202) 366-8553, Pipeline and Hazardous Materials Safety Administration, U.S. Department of Transportation, 1200 New Jersey Avenue SE, Washington, DC 20590-0001.

*Docket:* For access to the dockets to read background documents or comments received, go to <http://www.regulations.gov> or DOT's Docket Operations Office (see ADDRESSES).

*Privacy Act:* In accordance with 5 U.S.C. 553(c), DOT solicits comments from the public to better inform its rulemaking process. DOT posts these comments, without edit, including any personal information the commenter provides, to [www.regulations.gov](http://www.regulations.gov), as described in the system of records notice (DOT/ALL-14 FDMS), which can be reviewed at [www.dot.gov/privacy](http://www.dot.gov/privacy).

*Confidential Business Information:* Confidential Business Information (CBI) is commercial or financial information that is both customarily and actually treated as private by its owner. Under the Freedom of Information Act (FOIA) (5 U.S.C. 552), CBI is exempt from public disclosure. If your comments responsive to this notice contain commercial or financial information that is customarily treated as private, that you

actually treat as private, and that is relevant or responsive to this notice, it is important that you clearly designate the submitted comments as “CBI.” Please mark each page of your submission containing CBI as “PROPIN.” PHMSA will treat such marked submissions as confidential under the FOIA, and they will not be placed in the public docket of this notice. Submissions containing CBI should be sent to Steven Andrews or Shelby Geller, Standards and Rulemaking Division and addressed to the Pipeline and Hazardous Materials Safety Administration, U.S. Department of Transportation, 1200 New Jersey Avenue SE, Washington, DC 20590-0001 or to [steven.andrews@dot.gov](mailto:steven.andrews@dot.gov). Any commentary that PHMSA receives which is not specifically designated as “CBI” will be placed in the public docket for this notice.

#### **SUPPLEMENTARY INFORMATION:**

Section 1320.8(d), title 5, Code of Federal Regulations (CFR) requires PHMSA to provide interested members of the public and affected agencies an opportunity to comment on information collection and recordkeeping requests. This notice identifies information collection requests that PHMSA will be submitting to the Office of Management and Budget (OMB) for renewal and extension. These information collections are contained in 49 CFR 171.6 of the Hazardous Materials Regulations (HMR; 49 CFR parts 171-180). PHMSA has revised burden estimates, where appropriate, to reflect current reporting levels or adjustments based on changes in proposed or final rules published since this information collection was last approved. The following is provided for each information collection: (1) title of the information collection, including former title if a change is being made; (2) OMB control number; (3) summary of the information collection activity; (4) description of affected public; (5) estimate of total annual reporting and recordkeeping burden; and (6) frequency of

collection. PHMSA will request a 3-year term of approval for this information collection activity and will publish a notice in the **Federal Register** upon OMB's approval.

PHMSA requests comments on the following information collection:

Title: Radioactive (RAM) Transportation Requirements

OMB Control Number: 2137-0510

Summary: This information collection consolidates and describes the information collection provisions in the HMR involving the transportation of radioactive materials in commerce. Information collection requirements for RAM include: documenting testing and engineering evaluations for packages, documenting DOT 7A packages, revalidating foreign competent authority certifications, providing specific written instruction of exclusive use shipment controls, providing written instructions for exclusive use shipment controls, obtaining U.S. competent authority for package design, registering with U.S. competent authority as user of a package, and requesting a U.S. competent authority for a special form of radioactive material. The following information collections and their burdens are associated with this OMB Control Number:

| Information Collection   | Respondents | Total Annual Responses | Hours per Response | Total Annual Burden Hours |
|--|-------------|------------------------|--------------------|---------------------------|
| Document Test and Engineering Evaluation or Comparative Data for Packaging – Reporting                       | 50          | 100                    | 40                 | 4,000                     |
| DOT Specification 7A Package Documentation – Reporting   | 50          | 100                    | 80                 | 8,000                     |
| DOT Specification 7A Package Documentation – Recordkeeping   | 50          | 500                    | 0.0833             | 41.67                     |
| Revalidation of Foreign Competent Authority Certification – Reporting  | 25          | 25                     | 80                 | 2,000                     |
| Offeror Providing Specific Written Instruction of Exclusive Use Shipment Controls to the Carrier – Reporting | 100         | 2,000                  | 0.5                | 1,000                     |
| Offeror Obtaining U.S. Competent Authority for Package Design – Reporting                                    | 10          | 40                     | 2                  | 80                        |
| Register with U.S. Competent Authority as User of a Package – Reporting                                      | 25          | 50                     | 0.5                | 25                        |
| Request for a U.S. Competent Authority as Required by the IAEA Regulations for Special Form – Reporting      | 10          | 100                    | 2                  | 200                       |

Affected Public: Shippers and carriers of radioactive materials in commerce.

Annual Reporting and Recordkeeping Burden:

Number of Respondents: 320  
Total Annual Responses: 2,915  
Total Annual Burden Hours: 15,346.67  
Frequency of Collection: On occasion

Title: Subsidiary Hazard Class and Number/Type of Packagings

OMB Control Number: 2137-0613

Summary: The HMR require that shipping papers and emergency response information accompany each shipment of hazardous materials in commerce. Shipping papers serve as a principal means of identifying hazardous materials during transportation emergencies. Firefighters, police, and other emergency response personnel are trained to obtain the DOT shipping papers and emergency response information when responding to hazardous materials transportation emergencies. The availability of accurate information concerning hazardous materials being transported significantly improves response efforts in these types of emergencies.

In addition to the basic shipping description information on shipping papers, we also require the subsidiary hazard class or subsidiary division number(s) to be entered in parentheses following the primary hazard class or division number on shipping papers. This requirement was originally required only by transportation by vessel. However, the lack of such a requirement posed problems for motor carriers regarding compliance with segregation, separation, and placarding requirements, as well as posing a safety hazard. For example, in the event the motor vehicle becomes involved in an accident, when the hazardous materials being transported include a subsidiary hazard such as “dangerous when wet” or a subsidiary hazard requiring more stringent requirements than the primary hazard, there is no indication of the subsidiary hazards on the shipping papers and no

indication of the subsidiary risks on placards. Under circumstances such as motor vehicles being loaded at a dock, labels are not sufficient to alert hazardous materials employees loading the vehicles, nor are they sufficient to alert emergency responders of the subsidiary risks contained on the vehicles. Therefore, we require the subsidiary hazard class or subsidiary division number(s) to be entered on the shipping paper for purposes of enhancing safety and international harmonization.

The following information collection and burden is associated with this OMB Control Number:

| <b>Information Collection</b>              | <b>Respondents</b> | <b>Total Annual Responses</b> | <b>Seconds per Response</b> | <b>Total Annual Burden Hours</b> |
|--|--------------------|-------------------------------|-----------------------------|----------------------------------|
| Subsidiary Hazard Class on Shipping Papers | 260,000            | 43,810,000                    | 2                           | 24,339                           |

Affected Public: Shippers and carriers of hazardous materials in commerce.

Annual Reporting and Recordkeeping Burden:

Number of Respondents: 260,000

Total Annual Responses: 43,810,000

Total Annual Burden Hours: 24,339

Frequency of Collection: On occasion

Issued in Washington, DC, on April 27, 2022.

**William A. Quade,**

*Deputy Associate Administrator of Hazardous Materials Safety,  
Pipeline and Hazardous Materials Safety Administration.*

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